

DEPARTMENT OF SOCIAL SERVICES



744 P Street, Sacramento, CA 95814

October 14, 1987

ALL COUNTY LETTER NO. 87-141

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: UNEMPLOYMENT INSURANCE BENEFITS (UIB) REQUIREMENTS FOR
GAIN INDIVIDUALS

REFERENCE: MPP 44-103.115 (a) - REFERRAL OF APPLICANTS/RECIPIENTS
TO APPLY FOR UIB
MPP 44-103.242 (b) - APPLICANTS/RECIPIENTS WHO MUST BE
REFERRED TO APPLY FOR UIB
Handbook Section
44-103.116 (a)(b) DETERMINING GOOD CAUSE

The purpose of this letter is to provide clarification with regard to situations where AFDC recipients are participating in certain GAIN educational activities and are required by Department of Social Services (DSS) regulations to apply for UIB with the Employment Development Department (EDD).

MPP Section 44-103.24 requires that all applicants and recipients, who are apparently eligible for UIB, be referred to EDD for an assessment of eligibility for UIB. Mandatory registrants (MPP Section 42-625) referred in accordance with this requirement must apply for, meet all conditions of eligibility for and accept any UIB to which EDD determines he/she may be eligible.


When an applicant or recipient, who is registered in accordance with MPP Section 42-625, does not meet all conditions of eligibility for UIB, he or she may have good cause. Particularly relevant among the listed good cause criteria is Handbook Section 44-103.116(b)(8), which provides that the mandatory registrant may have good cause for failing or refusing to meet a UIB eligibility condition if "the assignment or job referral does not meet the appropriate work and training criteria." The determination of good cause is the responsibility of the county welfare department (MPP Section 44-103.1). The criteria for appropriate work and training includes the refusal of a job referral or offer which would

interrupt a program in progress under an approved GAIN contract which is leading to self-support. Handbook Section 44-103.116(b)(8) is in the process of being amended to include this information. This handbook change should be completed in the near future.

The sum effect of the provisions discussed above is that AFDC applicants and recipients, who are mandatory registrants (WIN DEMO OR GAIN) may be denied UIB by EDD for failure or refusal to search for a job. However, these individuals are considered to have good cause in accordance with Handbook Section 44-103.116(b)(8), if they are enrolled and participating in an educational or training program under an approved employability plan which leads to self-support. In all respects, job training and educational services programs administered by GAIN and provided under an approved GAIN employability plan and the participant contract qualify as bases for good cause.

The preceding clarification is not to be confused with situations where the GAIN principal earner (PE) must apply for and accept UIB in order to establish Unemployment (U) deprivation for the family. In these situations if the PE does not apply for and accept any UIB for which EDD determines he/she is entitled to, U deprivation is not established and the entire family would be ineligible for aid.

If you have any questions regarding UIB requirements for AFDC individuals, please call Henry Puga at (916) 324-2663 or ATSS 454-2663. Questions regarding GAIN should be directed to your GAIN County Operations Consultant at (916) 324-6962.



ROBERT A. HOREL
Deputy Director

cc: CWDA